

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

Mr. BARRASSO. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. KENNEDY). Without objection, it is so ordered.

All time has expired.

The question is, will the Senate advise and consent to the Acosta nomination?

Mr. BARRASSO. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The bill clerk called the roll.

Mr. CORNYN. The following Senator is necessarily absent: the Senator from Pennsylvania (Mr. TOOMEY).

Mr. DURBIN. I announce that the Senator from Michigan (Mr. PETERS) is necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 60, nays 38, as follows:

[Rollcall Vote No. 116 Ex.]

YEAS—60

Alexander	Gardner	Murkowski
Barrasso	Graham	Nelson
Blunt	Grassley	Paul
Boozman	Hatch	Perdue
Burr	Heitkamp	Portman
Capito	Heller	Risch
Cassidy	Hoeven	Roberts
Cochran	Inhofe	Rounds
Collins	Isakson	Rubio
Corker	Johnson	Sasse
Cornyn	Kennedy	Scott
Cortez Masto	King	Shelby
Cotton	Lankford	Strange
Crapo	Lee	Sullivan
Cruz	Manchin	Tester
Daines	McCain	Thune
Enzi	McCaskill	Tillis
Ernst	McConnell	Warner
Fischer	Menendez	Wicker
Flake	Moran	Young

NAYS—38

Baldwin	Feinstein	Murray
Bennet	Franken	Reed
Blumenthal	Gillibrand	Sanders
Booker	Harris	Schatz
Brown	Hassan	Schumer
Cantwell	Heinrich	Shaheen
Cardin	Hirono	Stabenow
Carper	Kaine	Udall
Casey	Klobuchar	Van Hollen
Coons	Leahy	Warren
Donnelly	Markey	Whitehouse
Duckworth	Merkley	Wyden
Durbin	Murphy	

NOT VOTING—2

Peters Toomey

The nomination was confirmed.

The PRESIDING OFFICER. The majority leader is recognized.

UNANIMOUS CONSENT REQUEST—JOINT RESOLUTION

Mr. McCONNELL. Mr. President, colleagues, it is my understanding that the four corners who are working on the omnibus appropriations are very, very close to agreement. We still need

a few days to process the larger bill. The House has posted a 1-week CR to keep the government open. We are prepared to clear the 1-week CR on this side of the aisle.

Therefore, I ask unanimous consent that the text of a joint resolution, which is at the desk—that is, a 1-week continuing resolution—be printed in the RECORD; further, that if the Senate receives a joint resolution from the House, the text of which is identical to the text of the joint resolution printed in the RECORD, the joint resolution be considered to have been read three times and passed, and that the motion to reconsider be considered to have been made and laid upon the table; provided further, that if the language is not identical, then this order be vitiated.

The PRESIDING OFFICER. Is there objection?

Mr. SCHUMER. Mr. President, reserving the right to object.

The PRESIDING OFFICER. The Democratic leader.

Mr. SCHUMER. Mr. President, colleagues, I am objecting because we still have to resolve the issue of poison pill riders before Democrats can agree to the short-term CR.

Let's make no mistake about it, we are indeed making great progress. I thank the majority leader. He has been cooperative and extremely helpful throughout the process. I thank Chairman COCHRAN and Senator LEAHY the same. But our position has been clear, and it is nothing new: no poison pill riders. The sooner we can resolve this issue, the quicker we can have an agreement on appropriations for 2017.

So I object.

The PRESIDING OFFICER. Objection is heard.

The majority leader.

Mr. McCONNELL. Mr. President, I would only add—not to prolong the discussion, but I don't think the failure to pass the 1-week CR necessarily impacts in a positive way the concerns the Democratic leader has. But that is his call to make. This 1-week CR is cleared on our side.

The PRESIDING OFFICER. The Democratic leader.

Mr. SCHUMER. Mr. President, there is a simple way to resolve it, and that is, the Republican leader of the Senate and the Speaker of the House just agree to no poison pill riders.

I yield the floor.

The PRESIDING OFFICER. The Senator from Kansas.

Mr. ROBERTS. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. McCONNELL. Mr. President, I wish to make sure my colleagues on

the other side of the aisle know that if we don't pass the 1-week extension, the miners' healthcare expires, but it is in the 1-week extension. If we don't pass the 1-week extension, the miners' healthcare revision expires.

Mr. SCHUMER. We are aware.

Mr. McCONNELL. Mr. President, I move to reconsider the vote, and I move to table the motion to reconsider.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

25TH ANNIVERSARY VERMONT SMALL BUSINESS DEVELOPMENT CENTER

Mr. LEAHY. Mr. President, the Vermont Small Business Development Center, VtSBDC, is joining SBDC's across the country in celebrating its 25th anniversary as a crucial resource for entrepreneurs. These centers provide services to facilitate the creation, sustainability, and growth of viable businesses. In Vermont, it is no secret that we take particular pride in our local businesses. Our entrepreneurs and their businesses are at the heart of our vibrant communities, and they are the roots of a thriving economy.

Over the past 25 years, VtSBDC has helped countless businesses capitalize on their potential. From glassblowers to forestry and sugarmakers to restaurants, VtSBDC has delivered thousands of hours of professional business counseling and training that is focused on strategic planning, business development, financial planning, and cash flow management. After the devastation of Tropical Storm Irene, VtSBDC reached out with State and Federal partners to offer small business owners the assistance and support necessary to undergo full recovery efforts. I am regularly reminded of VtSBDC's worth to entrepreneurs through client testimonials, regularly highlighting that, without the assistance of VtSBDC staff, their business would not have been able to reach the next levels. In addition to working with individuals to achieve their dreams, VtSBDC has also supported business incubators, or coworking spaces, where fledgling businesses and industries find their footing alongside other new businessowners.

Founded as a pilot program run by the Small Business Administration in 1977, national small business development centers have a long history proving public-private partnerships and,

when done right, are a successful tool in expanding local pilot programs that benefit communities and States across our Nation. Small business owners always face many obstacles, but the professionals at VtSBDC provide invaluable resources, support, and advice to help overcome these challenges.

I want to congratulate the Vermont Small Business Development Center on their 25th anniversary and thank their dedicated staff for their commitment, energy, and time working to make sure that Vermont's small businesses remain strongly grounded and growing in Vermont.

BUDGET SCOREKEEPING REPORT

Mr. ENZI. Mr. President, I wish to submit to the Senate the budget scorekeeping report for April 2017. The report compares current-law levels of spending and revenues with the amounts the Senate agreed to in the budget resolution for fiscal year 2017, S.Con.Res. 3. This information is necessary for the Senate Budget Committee to determine whether budget points of order lie against pending legislation. The Republican staff of the Senate Budget Committee and the Congressional Budget Office, CBO, prepared this report pursuant to section 308(b) of the Congressional Budget Act, CBA.

My last filing can be found in the RECORD on March 1, 2017. The information contained in this report captures legislative activity since that filing through April 25, 2017.

Republican Budget Committee staff prepared Tables 1-3 of this report.

Table 1 gives the amount by which each Senate authorizing committee exceeds or is below its allocation for budget authority and outlays under the most recently adopted budget resolution. This information is used for enforcing committee allocations pursuant to section 302 of the CBA. For this reporting period, 14 of the 16 authorizing committees are in compliance with their allocations. The two committees out of compliance are: the Committee on Commerce, Science, and Transportation, for spending \$1 million more in budget authority and outlays than allowed over each enforcement window due to passage of the National Aeronautics and Space Administration Transition Authorization Act of 2017, P.L. 115-10; and the Committee on Veterans Affairs, which violates its outlay allocation by \$200 million over both the fiscal year 2017-2021 and fiscal year 2017-2026 periods. The latter violation—the largest of this reporting period—stems from passage of a bill to amend the Veterans Access, Choice, and Accountability Act of 2014 to modify the termination date for the Veterans Choice Program, and for other purposes, P.L. 115-26. This measure removed the August 7, 2017, sunset from the program to allow funds previously appropriated to be fully exhausted.

Tables 2-3 remain unchanged from the last report as no new appropria-

tions activity has occurred for the fiscal year 2017 cycle.

In addition to the tables provided by Budget Committee Republican staff, I am submitting CBO tables, which I will use to enforce budget totals approved by the Congress.

CBO provided a spending and revenue report for fiscal year 2017, which helps enforce aggregate spending levels in budget resolutions under CBA section 311. In its report, CBO annualizes the temporary effects of the latest continuing resolution, which provides funding through April 28, 2017. For the enforcement of budgetary aggregates, the Budget Committee excludes this temporary funding. As such, the committee views current-law levels as being \$953 billion and \$583.2 billion below budget resolution levels for budget authority and outlays, respectively.

Revenues are consistent with the levels assumed in the budget resolution for fiscal year 2017. Over the fiscal year 2017-2021 and fiscal year 2017-2026 period, however, revenues are \$1 million below assumed levels due to the enactment of H.J. Res. 83, P.L. 115-21, a resolution considered under the Congressional Review Act for disapproving of the rule by the Department of Labor relating to "Clarification of Employer's Continuing Obligation to Make and Maintain an Accurate Record of Each Recordable Injury and Illness."

Social Security outlays and revenues are at the levels assumed in S.Con.Res. 3.

CBO's report also provides information needed to enforce the Senate pay-as-you-go, PAYGO, rule. The Senate's PAYGO scorecard currently shows increased deficits of \$202 million over the fiscal year 2016-2021 and fiscal year 2016-2026 periods. For both of these periods, outlays have been increased by \$201 million, and revenues have been reduced by \$1 million. The Senate's PAYGO rule is enforced by section 201 of S. Con.Res.21, the fiscal year 2008 budget resolution.

Finally, included in this submission is a table tracking the Senate's budget enforcement activity on the floor. No budget points of order have been raised since my last filing.

All years in the accompanying tables are fiscal years.

I ask unanimous consent that the tables be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

TABLE 1.—SENATE AUTHORIZING COMMITTEES—ENACTED DIRECT SPENDING ABOVE (+) OR BELOW (–) BUDGET RESOLUTIONS

[In millions of dollars]			
	2017	2017–2021	2017–2026
Agriculture, Nutrition, and Forestry			
Budget Authority	0	0	0
Outlays	0	0	0
Armed Services			
Budget Authority	0	0	0
Outlays	0	0	0
Banking, Housing, and Urban Affairs			
Budget Authority	0	0	0

TABLE 1.—SENATE AUTHORIZING COMMITTEES—ENACTED DIRECT SPENDING ABOVE (+) OR BELOW (–) BUDGET RESOLUTIONS—Continued

[In millions of dollars]			
	2017	2017–2021	2017–2026
Outlays	0	0	0
Commerce, Science, and Transportation			
Budget Authority	1	1	1
Outlays	1	1	1
Energy and Natural Resources			
Budget Authority	0	0	0
Outlays	0	0	0
Environment and Public Works			
Budget Authority	0	0	0
Outlays	0	0	0
Finance			
Budget Authority	0	0	0
Outlays	0	0	0
Foreign Relations			
Budget Authority	0	0	0
Outlays	0	0	0
Homeland Security and Governmental Affairs			
Budget Authority	0	0	0
Outlays	0	0	0
Judiciary			
Budget Authority	0	0	0
Outlays	0	0	0
Health, Education, Labor, and Pensions			
Budget Authority	0	0	0
Outlays	0	0	0
Rules and Administration			
Budget Authority	0	0	0
Outlays	0	0	0
Intelligence			
Budget Authority	0	0	0
Outlays	0	0	0
Veterans' Affairs			
Budget Authority	0	0	0
Outlays	0	200	200
Indian Affairs			
Budget Authority	0	0	0
Outlays	0	0	0
Small Business			
Budget Authority	0	0	0
Outlays	0	0	0
Total			
Budget Authority	1	1	1
Outlays	1	201	201

TABLE 2.—SENATE APPROPRIATIONS COMMITTEE—ENACTED REGULAR DISCRETIONARY APPROPRIATIONS ¹

[Budget authority, in millions of dollars]		
	2017	
	Security ²	Nonsecurity ²
Statutory Discretionary Limits	551,068	518,531
Amount Provided by Senate Appropriations Subcommittee		
Agriculture, Rural Development, and Related Agencies	0	9
Commerce, Justice, Science, and Related Agencies	0	7
Defense	45	0
Energy and Water Development	– 340	– 340
Financial Services and General Government	0	0
Homeland Security	0	9
Interior, Environment, and Related Agencies	0	120
Labor, Health and Human Services, Education and Related Agencies	0	24,570
Legislative Branch	0	– 1
Military Construction and Veterans Affairs, and Related Agencies	7,898	74,600
State Foreign Operations, and Related Programs	0	0
Transportation and Housing and Urban Development, and Related Agencies	0	4,400
Current Level Total	7,603	103,374
Total Enacted Above (+) or Below (–) Statutory Limits	– 543,465	– 415,157

¹ This table excludes spending pursuant to adjustments to the discretionary spending limits. These adjustments are allowed for certain purposes in section 251(b)(2) of BBEDCA.

² Security spending is defined as spending in the National Defense budget function (050) and nonsecurity spending is defined as all other spending.

TABLE 3.—SENATE APPROPRIATIONS COMMITTEE—ENACTED CHANGES IN MANDATORY SPENDING PROGRAMS (CHIMPS)

[Budget authority, millions of dollars]	
	2017
CHIMPS Limit for Fiscal Year 2017	19,100
Senate Appropriations Subcommittees	
Agriculture, Rural Development, and Related Agencies	0
Commerce, Justice, Science, and Related Agencies	0
Defense	0